

**Amendment No. 1 to HB0946**

**Jones U  
Signature of Sponsor**

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

**AMEND Senate Bill No. 1720**

**House Bill No. 946\***

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 41-8-106(c), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1) Notwithstanding any other provision of law to the contrary, counties shall be reimbursed for housing convicted felons for the department at a rate of not less than forty dollars (\$40.00) per prisoner per day. If a county can demonstrate that its reasonable allowable costs in housing a prisoner exceeds this rate, it may be reimbursed for all reasonable allowable costs, including, but not limited to operational costs, personnel costs, transportation costs, medical costs, liability costs, capital expenditures and debt service associated with the county correctional facility. Such costs shall be reimbursed in accordance with the rules and regulations for determining reasonable allowable costs as promulgated by the department, in consultation with the comptroller of the treasury, but in no event shall the reimbursement be less than forty dollars (\$40.00) per prisoner per day. Beginning July 1, 2010, and each succeeding July 1, the reimbursement rate shall be adjusted based upon the percentage of change in the average consumer price index. However, no reduction shall be made by way of adjustment on account of any decrease in the average consumer price index.

SECTION 2. This act shall take effect July 1, 2009, the public welfare requiring it.